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PTO/SB/21 (08-03)
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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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OIPE JC173 JAN 11 2005 PATENT & TRADEMARK OFFICE

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission (excluding references)	10

Application Number	10/678,346
Filing Date	October 3, 2003
First Named Inventor	Castro
Group Art Unit	1615
Examiner Name	C. A. Azpuru
Attorney Docket Number	50623.344

ENCLOSURES *(check all that apply)*

- ☒ Deposit Account 07-1850 Authorization
- ☒ Postage Paid Return Postcard
- ☐ Amendment Under 37 CFR 1.114
- ☐ Amendment Transmittal Letter (in duplicate)
- ☐ Statement of Common Ownership
- ☐ Petition for Extension of Time (__ months) (in duplicate)
- ☒ Supplemental Information Disclosure Statement (2 pages) (in duplicate) with Form PTO-1449 citing 71 References (3 pages)
- ☐ Express Mail Label No.
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/ Incomplete Application
  - ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53
- ☐ Assignment Papers *(for an Application)*
- ☐ Drawing(s) In/Formal __ Sheets with Submission of Drawings Transmittal
- ☐ Issue Fee Transmittal with PTO-85b (in duplicate)
- ☐ Request for Continued Examination Transmittal (RCE) (in duplicate)
- ☒ Fee Transmittal (in duplicate)
- ☐
- ☐ Request for Refund
- ☐ CD, Number of CD(s) _____
- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group *(Appeal Notice, Brief, Reply Brief)*
- ☐ Proprietary Information
- ☐ Request for Status of Application
- ☒ Other Enclosures 9 References

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm *or* Individual name	Squire, Sanders & Dempsey L.L.P. Paul J. Meyer, Jr. Reg. No., 47,791
Signature	
Date	January 6 2005

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: January , 2005

Typed or printed name	Rebecca Klits		
Signature	Rebecca Klits	Date	January , 2005

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OIPE JAN 11 2005 PATENT & TRADEMARK OFFICE

FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT ($) 180.00

Complete if Known	
Application Number	10/678,346
Filing Date	October 3, 2003
First Named Inventor	Castro
Examiner Name	C. A. Azpuru
Art Unit	1615
Attorney Docket No.	50623.344

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number: 07-1850

Deposit Account Name: Squire, Sanders & Dempsey L.L.P.

The Director is authorized to: *(check all that apply)*
☒ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, **except for the filing fee** to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code	Large Entity Fee ($)	Small Entity Fee Code	Small Entity Fee ($)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) ($)

2. EXTRA CLAIM FEES

			Extra Claims		Fee from below		Fee Paid
Total Claims		-20 ** =		X	18	=	
Independent Claims		-3 ** =		X	86	=	
Multiple Dependent	0			X	0	=	

Large Entity Fee Code	Large Entity Fee ($)	Small Entity Fee Code	Small Entity Fee ($)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) ($) .00

***or number previously paid, if greater; For Reissues, see above*

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee ($)	Small Entity Fee Code	Small Entity Fee ($)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	205	Extension for reply within second month	
1253	950	2253	465	Extension for reply within third month	
1254	1,480	2254	725	Extension for reply within fourth month	
1255	2,010	2255	985	Extension for reply within fifth month	
1401	330	2401	160	Notice of Appeal	
1402	330	2402	160	Filing a brief in support of an appeal	
1403	290	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive – unavoidable	
1453	1,300	2453	650	Petition to revive – unintentional	
1501	1,330	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	180
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) ($)180.00

SUBMITTED BY

					Complete *(if applicable)*
Name (Print/Type)	Paul J. Meyer, Jr.	*Registration No. Attorney/Agent)*	47, 791	*Telephone*	(415) 954-0200
Signature				*Date*	January 6 2005

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

OIPE JC173 JAN 11 2005 PATENT & TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:		Examiner:	C. A. Azpuru
Castro et al.			
Serial No.	10/678,346	Art Unit:	1615
Filed:	October 3, 2003		
Title:	BARRIERS FOR POLYMER-COATED IMPLANTABLE MEDICAL DEVICES AND A METHODS FOR MAKING THE SAME		

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. §§1.97-1.98

Dear Examiner:

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and pursuant to 37 C.F.R. §§1.97-1.98, Applicants hereby notify the U.S. Patent and Trademark Office of the references listed on the attached Form PTO-1449. According to a Notice signed July 11, 2003, the U.S. Patent and Trademark Office has waived the requirement under 37 C.F.R. § 1.98(a)(2)(i) for all patent applications filed after June 30, 2003. See, 1276 Off. Gaz. Pat. Office 55. Since this patent application was filed after June 30, 2003, Applicants have not provided copies of the cited U.S. patents or the U.S. Published Patent Applications. Applicants have provided copies of the cited non-published patent applications.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants reserve the right to dispute the listed documents as prior art during examination. Furthermore, Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application. The submission of this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made or that no other material information may exist.

01/12/2005 JTALIWAN 00000115 071659 10678346
01 FC:1806 180.00 DA

The Examiner is requested to initial the enclosed Form PTO-1449 and return a copy thereof to the undersigned.

The present Supplemental Information Disclosure Statement is being submitted after receiving a Non Final Office Action. Therefore, as indicated in the enclosed Fee Transmittal, the fee of $180.00 as specified in 37 C.F.R. §1.97(c) and 37 C.F.R. §1.17(p) is authorized to be charged to Deposit Account No. **07-1850**.

Date: January 6, 2005

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Telephone (415) 954-0200
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Respectfully submitted,

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Attorney for Applicants
Reg. No. 47,791

JAN 11 2005 PATENT & TRADEMARK OFFICE

FORM PTO-1449 (Modified) U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office

INFORMATION DISCLOSURE CITATION in an Application

Docket No.	Application No.
50623.344	10/678,346
Applicant	
Castro et al.	
Filing Date	**Group Art Unit**
October 3, 2003	1615

U.S. PATENT DOCUMENTS

Examiner Initial	Ref. No.	Document Number	Date of Patent	Name	Class	Subclass	Filing Date if Appropriate
	A1	4,931,287	6/5/90	Bae et al.	424	484	
	A2	5,019,096	5/28/91	Fox, Jr. et al.	623	1	
	A3	5,163,952	11/17/92	Froix	623	1	
	A4	5,258,020	11/2/93	Froix	623	1	
	A5	5,607,467	3/4/97	Froix	623	1	
	A6	5,616,338	4/1/97	Fox, Jr. et al.	424	423	
	A7	5,674,242	10/7/97	Phan et al.	606	198	
	A8	5,723,219	3/3/98	Kolluri et al.	428	411.1	
	A9	5,879,713	3/9/99	Roth et al.	424	489	
	A10	5,932,299	8/3/99	Katoot	427	508	
	A11	5,962,138	10/5/99	Kolluri et al.	428	411.1	11/24/97
	A12	6,143,354	11/7/00	Koulik et al.	427	2.24	2/8/99
	A13	6,159,978	12/12/00	Myers et al.	514	252.1	11/24/98
	A14	6,177,523	1/23/01	Reich et al.	525	459	4/14/99
	A15	6,180,632	1/30/01	Myers et al.	514	252.1	11/24/98
	A16	6,214,901	4/10/01	Chudzik et al.	523	113	4/15/99
	A17	6,245,760	6/12/01	He et al.	514	234.8	11/24/98
	A18	6,248,129	6/19/01	Froix	623	1.42	10/23/98
	A19	6,258,371	7/10/01	Koulik et al.	424	422	4/3/98
	A20	6,262,034	7/17/01	Mathiowitz et al.	514	44	11/25/97
	A21	6,270,788	8/7/01	Koulik et al.	424	423	10/4/99
	A22	6,277,449	8/21/01	Kolluri et al.	427	289	6/30/99
	A23	6,344,035	2/5/02	Chudzik et al.	604	265	10/20/00
	A24	6,387,379	5/14/02	Goldberg et al.	424	400	2/28/94
	A25	6,482,834	11/19/02	Spada et al.	514	311	4/6/01
	A26	6,524,347	2/25/03	Myers et al.	2514	252.1	9/29/00
	A27	6,528,526	3/4/03	Myers et al.	214	311	9/29/00

OIPE JC73 JAN 11 2005 PATENT & TRADEMARK OFFICE

	A28	6,530,950	3/11/03	Alvarado et al.	623	1.13	8/3/00
	A29	6,530,951	3/11/03	Bates et al.	623	1.45	10/23/97
	A30	6,673,385	1/6/04	Ding et al.	427	2.28	6/28/01
	A31	6,753,071	6/22/04	Pacetti	428	212	9/27/01

U.S. PATENT APPLICATION DOCUMENTS

Examiner Initial	Ref. No.	Serial Number	Date of Filing	Name	Class	Subclass	
	A32	09/894,293	6/27/01	Roorda			
	A33	10/176,504	6/21/02	Roorda et al.			
	A34	10/176,510	6/21/02	Hossainy et al.			
	A35	10/177,117	6/21/02	Hossainy			
	A36	10/177,154	6/21/02	Hossainy et al.			
	A37	10/198,912	7/19/02	Ding et al.			
	A38	10/320,899	12/16/02	Shah et al.			
	A39	10/376,348	2/26/03	Ding et al.			
	A40	10/428,691	5/1/03	Pacetti			

U.S. PATENT APPLICATION PUBLICATION DOCUMENTS

Examiner Initial	Ref. No.	Document Number	Date of Publication	Name	Class	Subclass	Filing Date if Appropriate
	A41	2001/0007083	7/5/01	Roorda	623	1.15	12/21/00
	A42	2001/0014717	8/16/01	Hossainy et al.	525	60	12/28/00
	A43	2001/0020011	9/6/01	Mathiowitz et al.	514	44	3/23/01
	A44	2001/0029351	10/11/01	Falotico et al.	604	103.02	5/7/01
	A45	2001/0051608	12/13/01	Mathiowitz et al.	514	44	10/15/98
	A46	2002/0005206	1/17/02	Falotico et al.	128	898	5/7/01
	A47	2002/0007213	1/17/02	Falotico et al.	623	1.21	5/7/01
	A48	2002/0007214	1/17/02	Falotico	623	1.21	5/7/01
	A49	2002/0007215	1/17/02	Falotico et al.	623	1.21	5/7/01
	A50	2002/0009604	1/24/02	Zamora et al.	428	450	12/21/00
	A51	2002/0016625	2/7/02	Falotico et al.	623	1.13	5/7/01
	A52	2002/0032414	3/14/02	Ragheb et al.	604	265	5/7/01
	A53	2002/0032434	3/14/02	Chudzik et al.	604	890.1	11/21/01
	A54	2002/0051730	5/2/02	Bodnar et al.	422	33	9/28/01
	A55	2002/0082679	6/27/02	Sirhan et al.	623	1.15	11/1/01
	A56	2002/0111590	8/15/02	Davila et al.	604	265	9/25/01

OIPE JC173 JAN 11 2005 PATENT & TRADEMARK OFFICE

	A57	2002/0123807	9/5/02	Pacetti et al.	623	1.46	12/28/00
	A58	2002/0165608	11/7/02	Llanos et al.	623	1.45	6/22/01
	A59	2002/0176849	11/28/02	Slepian	424	93.7	2/8/02
	A60	2002/0188037	12/12/02	Chudzik et al.	523	112	6/18/02
	A61	2003/0004141	1/2/03	Brown	514	152	3/8/02
	A62	2003/0028243	2/6/03	Bates et al.	623	1.15	8/14/02
	A63	2003/0028244	2/6/03	Bates et al.	623	1.15	8/14/02
	A64	2003/0031780	2/13/03	Chudzik et al.	427	2.1	10/10/02
	A65	2003/0036794	2/20/03	Ragheb et al.	623	1.15	8/19/02
	A66	2003/0039689	2/27/03	Chen et al.	424	468	4/26/02
	A67	2003/0040790	2/27/03	Furst	623	1.11	7/31/02
	A68	2003/0060877	3/27/03	Falotico et al.	623	1.42	4/15/02
	A69	2003/0083646	5/1/03	Sirhan et al.	604	891.1	12/14/01
	A70	2003/0083739	5/1/03	Cafferata	623	1.42	9/24/02
	A71	2004/0063805	4/1/04	Pacetti et al.	523	113	9/19/02

FOREIGN PATENT DOCUMENTS

Examiner Initial	Ref. No.	Document Number	Date of Publication	Country	Class	Subclass	Translation Yes	Translation No
	B1							

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

	C1	

EXAMINER	DATE CONSIDERED

EXAMINER: Initial if references considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.